

TUKWILA MUNICIPAL COURT
KING COUNTY, WASHINGTON

IN THE MATTER OF THE RESPONSE BY
TUKWILA COURT TO THE PUBLIC
HEALTH EMERGENCY IN WASHINGTON
STATE

ADMINISTRATIVE ORDER NO: 2020-2

REVISED ORDER

WHEREAS, the Washington State Supreme Court Chief Justice has issued
Second Revised and Extended Order Regarding Court Operations, No. 25700-B-618, in response
to the public health emergency that affects operations of trial courts in Washington State on
April 29, 2020; and,

WHEREAS, the City of Tukwila issued a formal declaration of emergency on
March 9, 2020 recognizing the health, safety, and welfare of Tukwila residents, visitors, and staff
is of the utmost importance of the City;

NOW, THEREFORE, IT IS HEREBY ORDERED EFFECTIVE APRIL 30, 2020
UNTIL FURTHER ORDER OF THE COURT:

1. COURTROOM AND COURT CLERK'S OFFICE: The courtroom, court
clerk's office, front counters, and all court facilities are closed to the public. Court hosted
marriage ceremonies are suspended indefinitely. Payments will continue to be accepted online
and by mail. Court correspondence from litigants will be accepted via email and U.S. Mail. Since
the court office remains open in a virtual setting, you may contact the court at (206) 433-1840 or
court@tukwilawa.gov to determine if the court facility is open, rescheduled court dates, and/or
ADMINISTRATIVE ORDER NO: 2020-2 - 1

any additional information. The virtual court office staff is available weekdays between the hours of 9:30 a.m. and 4:00 p.m. with a noon to 1:00 p.m. lunchtime closure.

2. CRIMINAL MATTERS:

(a) Effective immediately, out of custody criminal case filings will be deferred until a date for arraignment 45 days after the filing of charges. Upon written request of the City Attorney, the court will accept and schedule for arraignment in the regular course of business cases involving threats to public safety, including but not limited to alcohol-related driving offenses (DUI, Physical Control, and Negligent Driving 1st Degree), Assault 4, Harassment, Reckless Endangerment, cases with a Domestic Violence designation (DV) and others on a case-by-case basis. Good cause exists under CrRLJ 4.1 to extend the arraignment date. The new arraignment date shall be considered the “initial commencement date” for the purposes of establishing the time for trial under CrRLJ 3.3(c)(1).

(b) Out of custody defendants arraigned during this period shall have their pre-trial hearings scheduled per the court’s general practice or to a date mutually agreed upon by the parties.

(c) If the court sets bail, in custody defendants will continue to be heard via video court for all types of hearings. In custody video hearings will be held twice a week.

(d) The court reserves the right to schedule arraignments, pretrial hearings, bench trials, or review/revocation hearings during this emergency. **All out of custody criminal hearings will be conducted by video or phone conference or other method approved by the court.** Hearing notices and instructions shall be provided to the defendant and defense counsel via U.S. Mail and/or email.

1 (e) All criminal hearings will be broadcast to the public. Members of the
2 public may participate with prior approval from the court. Hearing access instructions,
3 guidelines, and rules will be available on the court's webpage and posted at Tukwila City Hall.
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5 (f) If a digital signature from the defendant or other party is impractical
6 during the course of a video conference hearing, they may acknowledge, on the record, receipt of
7 the document and intent to sign by including the symbol "/s/ [name of signatory]". This shall
8 have the same force and effect as an original signature.

9 (g) Jury trials are suspended until the August term. The next
10 readiness/trial status court date is tentatively scheduled for July 29, 2020 with jury trials held on
11 August 13 and 14, 2020.
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13 (h) A defendant who contacts the court by email or telephone seeking to
14 quash an outstanding warrant will be directed to contact their attorney. If pro-se, the defendant
15 may request the warrant be quashed by telephone or email and must update their mailing address.
16 The court will consider all motions to quash warrants ex-parte in chambers.
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18 (i) All written motions to recall DV No Contact Orders will be special set
19 or set on a regularly scheduled calendar designated for the defendant and their attorney or
20 corresponding pro se calendar. Hearing notices and video conference access instructions will be
21 sent to all parties via U.S. Mail and/or email.
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23 3. CIVIL CASES:

24 (a) The court will schedule all requests to contest or mitigate infractions,
25 tow hearings, financial reconsideration motions, and motions to vacate or delete after May 31,
26 2020. IRLJ 2.2, 2.4 and 2.6 and hearing timeframes outlined in RCW 46.55.120 are suspended.
27 Parties may contact the court to request an expedited hearing. In lieu of video conference hearing
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1 attendance, infraction mitigation and contested electronic forms are available on the court's
2 webpage for immediate submission for the court's consideration.

3 (b) This order does not preclude emergency DV protection order requests.

4 (c) **Absent a written hearing submission, all civil hearings will be**
5 **conducted by video or phone conference or other method approved by the court.** Hearing
6 notices and instructions shall be provided to the parties via U.S. Mail and/or email.

7 (d) All civil hearings will be broadcast to the public. Members of the
8 public may participate with prior approval from the court. Hearing access instructions,
9 guidelines, and rules will be available on the court's webpage and posted at Tukwila City Hall.

10 4. PROBATION:

11 (a) In-person DV MRT classes are suspended until further notice. Optional
12 phone conference groups are available for all currently enrolled participants. Individual or small
13 group meetings may be held in a manner consistent with the City's health and safety guidelines
14 and at the discretion of the probation director.

15 (b) Defendants required to check in with probation/jail alternatives shall
16 do so by telephone, video/audio conference, email or via U.S. Mail per their probation officer's
17 direction.

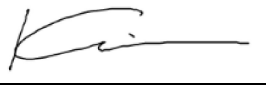
18 (c) Court ordered community service is suspended until further order of
19 the court. Other affirmative conditions must be maintained unless waived/suspended by the
20 court/probation. Defendants must contact probation or the court if they are unable to comply
21 with other conditions (classes, treatment, etc.) due to provider closures/cancellation or illness.

22 5. GENERAL REQUIREMENTS: In the event the court must conduct in-person
23 business in the courtroom, everyone entering the facility may be subject to a non-invasive safety
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1 screening process. Anyone who refuses to be screened or is deemed to exhibit symptoms of
2 illness may be ordered to exit the building. Following the screening process, all persons entering
3 the court area may be required to use hand sanitizer, wear a mask or similar face covering, and
4 shall adhere to, when practicable, the recommended social distance guidelines by health experts.
5 The court will also enforce room capacity mandates. If you are ill and/or experiencing flu-like
6 symptoms, do not come to court, notify your attorney or the court via telephone or email, and
7 update your mailing address.
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9 This Order may be amended, extended, or withdrawn to address the on-going
10 public health emergency.
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12 DATED this 30th day of April, 2020.

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15 Judge Kimberly A. Walden
16 Tukwila Municipal Court
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